

Filed for intro on 02/03/97  
HOUSE BILL 14 By  
Newton

SENATE BILL 68  
By Miller J

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, relative to the punishment for controlled substances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-417(g)(2), is amended by deleting the entire subdivision and substituting therefor the following and by adding the following subdivisions:

(2) A violation of subsection (a) with respect to a Schedule VI controlled substance classified as marijuana and containing not less than ten pounds (10 lbs.), one gram (4536 grams) of marijuana nor more than twenty pounds (20 lbs) (9070 grams) of marijuana, or a Schedule VI controlled substance defined as a non-leafy, resinous material containing tetrahydrocannabinol (hashish) and containing not less than two pounds (2 lbs.), one gram (906 grams) nor more than four pounds (4 lbs.) (1810 grams) of hashish, or a Schedule VI controlled substance classified as marijuana consisting of ten (10) marijuana plants nor more than nineteen (19) marijuana plants, regardless of weight, is a Class D felony, and in addition thereto, may be fined not more than fifty thousand dollars (\$50,000.00).

(3) A violation of subsection (a) with respect to a Schedule VI controlled substance classified as marijuana and containing not less than twenty pounds (20 lbs.), one gram (9071 grams) of marijuana nor more than forty pounds (40 lbs) (18,140 grams) of marijuana, or a Schedule VI controlled substance defined as a non-leafy,

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resinous material containing tetrahydrocannabinol (hashish) and containing not less than four pounds (4 lbs.), one gram (1811 grams) nor more than eight pounds (8 lbs.) (3620 grams) of hashish, or a Schedule VI controlled substance classified as marijuana consisting of twenty (20) marijuana plants nor more than ninety-nine (99) marijuana plants, regardless of weight, is a Class C felony, and in addition thereto, may be fined not more than one hundred thousand dollars (\$100,000.00).

SECTION 2. Tennessee Code Annotated, Section 39-17-417(i)(13), is amended by deleting the present subdivision and substituting therefor the following:

(13) Forty pounds (40 lbs.), one gram (18,141 grams) nor more than seventy pounds (70 lbs.) (31,696 grams) of any substance containing marijuana, or a Schedule VI controlled substance defined as a non-leafy, resinous material containing tetrahydrocannabinol (hashish) and not less than eight pounds (8 lbs.), one gram (1811 grams) nor more than fifteen pounds (15 lbs.) (6,792 grams) of any substance containing hashish, or one hundred (100) marijuana plants nor more than four hundred ninety-nine (499) marijuana plants, regardless of weight.

SECTION 3. Tennessee Code Annotated, Section 39-17-417(j)(13), is amended by deleting the present subdivision and substituting therefor the following:

(13) Seventy pounds (70 lbs.), one gram (31,697 grams) or more of any substance containing marijuana, or a Schedule VI controlled substance defined as a non-leafy, resinous material containing tetrahydrocannabinol (hashish) and not containing less than fifteen pounds (15 lbs.), one gram (6,793 grams) of any substance containing hashish, or five hundred (500) or more marijuana plants, regardless of weight.

SECTION 4. This act shall take effect July 1, 1997, the public welfare requiring it.